

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Applicant: Donald E. Burg  
Title: SURFACE EFFECT SHIP IMPROVEMENTS  
Attorney Docket No: 104-156

Filing Date: February 23, 2004

DECLARATION AND POWER OF ATTORNEY  
CONTINUATION IN PART APPLICATION

The Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

As the below-named inventor, I declare that the information given herein is true; that I believe that I am the original first and sole inventor of the invention entitled SURFACE EFFECT SHIP IMPROVEMENTS described and claimed in the specification of the above-captioned application; that this application in part discloses and claims subject matter disclosed in my earlier filed application(s), United States applications Ser. No. 10/274,654 filed October 21, 2002 now abandoned; Ser. No. 10/286,712 filed November 1, 2002 now abandoned; Ser. No. 10/337,490 filed January 7, 2003; and Ser. No. 10/777,426, filed February 11, 2004, that as to the subject matter of this application which is common to said earlier application(s), I do not know and do not believe that the same was ever known or used in the United States of America before my invention thereof, or patented or made the subject of an inventor's certificate, or described in any printed publication in any country before my invention thereof, or more than one (1) year prior to said earlier application(s); that said common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of said earlier application(s) in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve (12) months prior to said earlier application(s); that as to the subject matter of this application which is not common to said earlier application(s), I do not know and do not believe that the same was ever known or used before my invention thereof or patented or described in any printed publication in any country before my invention thereof or patented or described in any printed publication in any country before my invention thereof, or more than one (1) year prior to the date of this application; and that said subject matter has not been patented in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve (12) months prior to this application; and that no application for patent on said invention has been filed by me or my representatives or assigns in any country foreign to the United States of America; I acknowledge that I have a duty to disclose information of which I am aware which is material to the examination of this application in accordance with 37 C.F.R. 1.56 (a) including that which occurred between the filing date of my earlier filed application(s); and that I have never abandoned the invention.

Send correspondence to my attorney appointed to prosecute this application, Robert J. Van Der Wall, Registration No. 28,125, Colonial Bank Centre, Suite 1620, 1200 Brickell Avenue, Miami, FL 33133. Telephone: 305/358-6000, Telefax: 305/530-8880.


As the below named inventor, my full name and address is: Donald E. Burg, 15840 S.W. 84th Avenue, Miami, FL 33157, Telephone: 305/233-0289, Telefax: 305/233-1339. My post office address is the same as my residence address. I am a citizen of the United States of America.

I hereby declare that I have reviewed and understand the contents of this application, including the claims. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States code, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

Respectfully submitted,

February 23, 2004

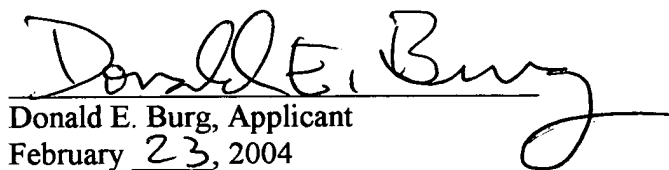
By:

  
Donald E. Burg, Applicant

CERTIFICATE OF MAILING

I HEREBY CERTIFY that this correspondence is being deposited with the United States Postal Service as express mail number: ET986308918US in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on this 23th day of February, 2004 which is neither a Saturday, Sunday, or Federal holiday within the District of Columbia and I accordingly claim the filing date of February 23, 2004 of this paper as provided for in 37 C.F.R. 1.10.

Respectfully submitted,

  
Donald E. Burg, Applicant  
February 23, 2004

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Title: SURFACE EFFECT SHIP IMPROVEMENTS

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DECLARATION CLAIMING SMALL ENTITY STATUS  
PURSUANT TO 37 C.F.R. 1.9 (f)

The Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

As the undersigned inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. 1.9(c) for purposes of paying reduced fees under Section 41 (a) and (b) of Title 35, United States code, to the Patent and Trademark Office with regard to the above-identified invention.

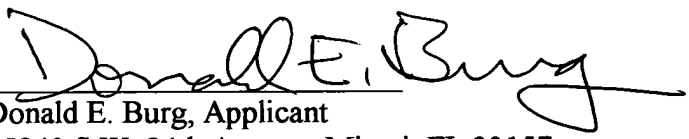
I have not assigned, granted, conveyed or licensed and I am under no obligation under contract or law to assign, grant, convey or license any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. 1.9 (d) or a non-profit organization under 37 C.F.R. 1.9 (e).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 C.F.R. 1.28 (b)).

I further declare that all statements made herein of my own knowledge and belief are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title Eighteen of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patents issuing thereon.

Respectfully submitted,

Dated: February 23, 2004

  
Donald E. Burg, Applicant  
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